

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

RAYMOND AYALA,

Plaintiff,

vs.

FRANKLIN COUNTY COURT,

Defendant.

NO. CV-09-5103-CI

**ORDER ADOPTING REPORT AND
RECOMMENDATION AND DISMISSING
ACTION**

Magistrate Judge Imbrogno filed a Report and Recommendation on February 17, 2010, recommending Mr. Ayala's action be dismissed for failure to comply with the filing fee requirements of 28 U.S.C. § 1915(a)(2) and for failure to keep the court apprised of his current address. A copy of the Report and Recommendation sent to Mr. Ayala at the Franklin County Jail was returned with the notation, "Not in Custody." Plaintiff has provided no other address.

There being no objections, the Court **ADOPTS** the Report and Recommendation (Ct. Rec. 7). The action is **DISMISSED WITHOUT PREJUDICE** for failure to comply with the filing fee requirements and for failure to keep the Court apprised of a current address.

S/ Edward F. Shea
EDWARD F. SHEA
United States District Judge

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